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PO BOX 37428
RALEIGH NC 27627

In re Application of
PERNER, FREDERICK A. et al.

Application No.: 10/698,896

Filing or 371(c) Date: October 31, 2003

Attorney Docket Number: 5649-2235

FEB 08 2011

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: DECISION ON
: PETITION
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This is a decision on the Petition to Withdraw Holding of Abandonment received in the United States Patent and Trademark Office (USPTO) on May 30, 2007.

This petition is **GRANTED**.

The application was inadvertently abandoned for failure to timely submit the Issue Fee and Publication fee as required by the Notice of Allowance mailed January 22, 2007 which set forth a three (3) month statutory period of reply. The Notice of Abandonment was mailed on May 18, 2007.

Petitioner states that the issue fee transmittal and payment were timely filed via the USPTO on February 6, 2007. Petitioner submitted a copy of the original submission which included a properly completed Certificate of Mailing/Transmission. As authorized, the issue fee of \$1400.00 and publication fee of \$300.00 was charged to Deposit Account.

In view of the foregoing, the holding of abandonment for failure to timely pay the issue fee is hereby withdrawn and the application restored to pending status.

Telephone inquiries concerning this matter should be directed to the undersigned at (703) 756-1547.

Kay D. Pinkney
Application Assistance Unit
Office of Data Management